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# Fax

**To:** Examiner Melanie J. Yu  
Art Unit: 1641

**From:** Thomas Spinelli, Esq.  
Registration No.: 39,533

**Fax:** 571-273-8300

**Pages:** 7

**Phone:** 571-272-2933

**Date:** March 6, 2007

**Re:** USSN: 10/508,815  
Our Docket: 18252

**CC:**

## RESPONSE TO RESTRICTION REQUIREMENT

The following is being filed with the U.S. Patent and Trademark Office via facsimile on March 6, 2007:

1. Response to Restriction Requirement W/Transmittal in Duplicate
2. Certificate of Transmission Under 37 CFR 1.8

Applicants: Yoshinobu Akimoto, et al.  
Serial No.: 10/508,815  
For: TEST PIECE FOR ANALYZING.....SUBSTANCE  
Filed: September 22m 2004  
Docket: 18252  
Dated: March 6, 2007  
TS:cm

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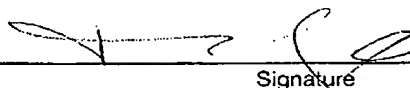
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MAR 06 2007

Docket No.  
18252

In Re Application Of: Yoshinobu Akimoto, et al.

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/508,815	September 22, 2004	Melanie J. Yu	23389	1641	5930

Title: TEST PIECE FOR ANALYZING ORGANISM-ORIENTED SUBSTANCE, MANUFACTURING METHOD THEREFOR, AND EXAMINATION METHOD FOR TEST PIECE FOR ORGANISM-ORIENTED SUBSTANCE

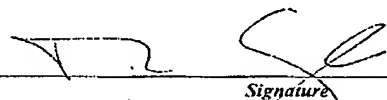
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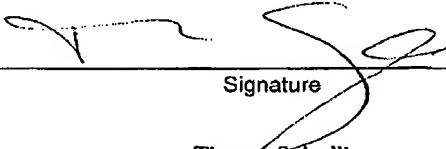
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COMMISSIONER FOR PATENTS:

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**RESPONSE TO RESTRICTION REQUIREMENT**

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P16/REV04

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

<b>Applicant(s):</b>	Yoshinobu Akimoto, et al.	<b>Examiner:</b>	Melanie J. Yu
<b>Serial No:</b>	10/508,815	<b>Art Unit:</b>	1641
<b>Filed:</b>	September 22, 2004	<b>Docket:</b>	18252
<b>For:</b>	TEST PIECE FOR ANALYZING ORGANISM-ORIENTED SUBSTANCE, MANUFACTURING METHOD THEREFOR, AND EXAMINATION METHOD FOR TEST PIECE FOR ORGANISM- ORIENTED SUBSTANCE	<b>Dated:</b>	March 6, 2007

**Conf. No.:** 5930

Commissioner for Patents  
P.O. Box 1450  
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**RESPONSE TO RESTRICTION REQUIREMENT**

Sir:

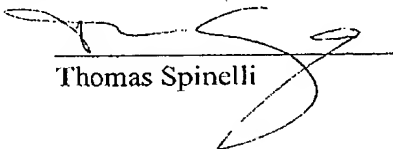
Pursuant to the restriction requirement imposed in the Official Action dated February 6, 2007, Applicants elect the claims of Group II, i.e., Claims 10-13 and 29-41 for continued prosecution herein.

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Dated: March 6, 2006

  
Thomas Spinelli

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Claims 1-44 are present in the above-captioned application and have been subjected to restriction under 35 U.S.C. § 121. Specifically, the Official Action avers that the following inventions are present in the claims:

Group I, Claims 1-9 and 18-28 are drawn to a method for manufacturing a test piece comprising the special technical feature of fixing a specific binding substance;

Group II, Claims 10-13 and 29-41 are drawn to a product comprising the special technical feature of a fixed specific binding substance; and

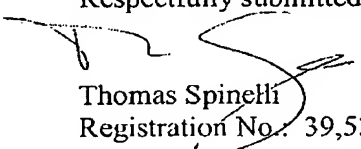
Group III, Claims 14-17 are drawn to an examination method of using a test piece comprising the special technical feature of supplying a labeled examination substance.

It is the Examiner's position that the inventions listed as Groups I -III are distinct from each other.

In response to the Examiner's requirement for restriction, Applicants elect to prosecute the subject matter of Group II, Claims 10-13 and 29-41. However, Applicants reserve the right under 35 U.S.C. § 121 to file one or more divisional applications directed to the non-elected subject matter in this application.

In view of the foregoing, an examination on the merits of the elected claims, at an early date, is earnestly solicited.

Respectfully submitted,



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